

BEFORE THE FISH, WILDLIFE AND PARKS COMMISSION
OF THE STATE OF MONTANA

In the matter of the amendment of) AMENDED NOTICE AND EXTENSION
ARM 12.6.2201, 12.6.2203, 12.6.2208,) OF COMMENT PERIOD ON
12.6.2210, and 12.6.2215 and the) PROPOSED AMENDMENT AND
adoption of NEW RULE I regarding) ADOPTION
exotic species)

TO: All Concerned Persons

1. On July 29, 2010 the Fish, Wildlife and Parks Commission (commission) published MAR Notice No. 12-364 pertaining to the public hearing on the proposed amendment and adoption of the above-stated rules at page 1643 of the 2010 Montana Administrative Register, Issue Number 14.

2. The commission will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the commission no later than 5:00 p.m. on September 17, 2010, to advise us of the nature of the accommodation that you need. Please contact Jessica Fitzpatrick, Fish, Wildlife and Parks, P.O. Box 200701, Helena, MT 59620-0701; telephone (406) 444-9785; fax (406) 444-7456; e-mail jfitzpatrick@mt.gov.

3. After concerns expressed during the initial public comment period, the commission is proposing language stating no live fish may be transferred into or out of a facility raising coho salmon. The commission believes this is a significant change to the original proposal notice and is extending the public comment period.

4. The commission is not changing the original proposed amendments to ARM 12.6.2201, 12.6.2203, 12.6.2208, 12.6.2210, and 12.6.2215.

5. The commission is proposing the following amendment to NEW RULE I new matter underlined, deleted matter interlined:

NEW RULE I SPECIFIC REQUIREMENTS FOR CARE AND HOUSING OF
EXOTIC WILDLIFE

(1) remains as proposed.

(2) through (2)(a) remain as proposed.

(b) No live fish may not leave be transferred into or out of the facility.

(c) through (3) remain as proposed.

AUTH: 87-5-702, 87-5-704, 87-5-705, 87-5-712, MCA

IMP: 87-5-705, 87-5-707, 87-5-709, 87-5-711, 87-5-712, MCA

6. Concerned persons may submit their data, views, or arguments in writing to FWP Exotics, Fisheries, P.O. Box 200701, Helena, MT 59620-0701, or e-mail

them to fwpexotics@mt.gov. Any comments must be received no later than September 24, 2010.

7. The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

/s/ Joe Maurier

Joe Maurier

Secretary

Fish, Wildlife and Parks Commission

/s/ Rebecca Jakes Dockter

Rebecca Jakes Dockter

Rule Reviewer

Department of Fish, Wildlife and Parks

Certified to the Secretary of State August 30, 2010